

**UNPUBLISHED**UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

---

**No. 09-6319**

---

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

DARRIN W. CALDWELL, a/k/a Darren, a/k/a Officer Darrell,

Defendant - Appellant.

---

Appeal from the United States District Court for the Western  
District of North Carolina, at Asheville. Lacy H. Thornburg,  
District Judge. (1:00-cr-00009-LHT-3)

---

Submitted: August 20, 2009

Decided: August 26, 2009

---

Before WILKINSON and MICHAEL, Circuit Judges, and HAMILTON,  
Senior Circuit Judge.

---

Affirmed by unpublished per curiam opinion.

---

---

Darrin W. Caldwell, Appellant Pro Se. Amy Elizabeth Ray,  
Assistant United States Attorney, Asheville, North Carolina, for  
Appellee.

---

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Darrin W. Caldwell appeals the district court's order granting his motion to reduce his sentence filed pursuant to 18 U.S.C. § 3582(c)(2) (2006). We have reviewed the record and find no reversible error. Accordingly, we affirm. See United States v. Dunphy, 551 F.3d 247 (4th Cir.), cert. denied, 129 S. Ct. 2401 (2009). We deny the Government's motion to dismiss the appeal. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED